

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

CROSS ATLANTIC CAPITAL PARTNERS, INC., **CIVIL ACTION**

Plaintiff,

**NO. 07-CV- 02768-JP**

v.

FACEBOOK, INC. and THEFACEBOOK, LLC,

**JURY TRIAL DEMANDED**

Defendants.

**DEFENDANTS' NOTICE AND RENEWED MOTION TO COMPEL PRODUCTION OF  
DOCUMENTS AND CERTIFICATION UNDER LOCAL RULE 26.1(f)**

COME NOW defendants Facebook, Inc. and Thefacebook, LLC ("Facebook") by and through undersigned counsel, and hereby renew their motion to compel production of documents.

Pursuant to Civil Local Rule 26.1(f), counsel for Facebook hereby certifies that the parties, after reasonable effort, have been unable to resolve the dispute regarding these Requests for Production. Facebook's efforts to obtain this discovery without court intervention are detailed in the accompanying memorandum.

The grounds for this motion are set forth in the accompanying memorandum, appendix, declaration and attached exhibits which are incorporated by reference as if fully set forth herein.

**WHEREFORE**, defendant Facebook respectfully requests that this Court enter an order granting its renewed motion and ordering production of responsive documents within five days of the entry of the Order.

Respectfully submitted,

Dated: May 23, 2008

By: /s/ Heidi L. Keefe

Heidi L. Keefe  
Mark R. Weinstein  
WHITE & CASE LLP  
3000 El Camino Real  
5 Palo Alto Square, 9th Floor  
Palo Alto, CA 94306

Alfred W. Zaher  
Dennis P. McCooe  
BLANK ROME LLP  
130 N 18th St  
Philadelphia, PA 19103

Attorneys for FACEBOOK, INC. and  
THEFACEBOOK, LLC

**CERTIFICATE OF SERVICE**

This is to hereby certify that on May 23, 2008, I caused a true and correct copy of the foregoing DEFENDANTS' NOTICE AND RENEWED MOTION TO COMPEL PRODUCTION OF DOCUMENTS AND CERTIFICATION UNDER LOCAL RULE 26.1(f) to be served via this Court's Electronic Filing ("ECF") System, upon the following:

Frederick A. Tecce, Esq.  
McShea/Tecce, P.C.  
The Bell Atlantic Tower – 28th Floor  
1717 Arch Street  
Philadelphia, PA 19103  
[ftecce@mcshea-tecce.com](mailto:ftecce@mcshea-tecce.com)

Thomas J. Duffy, Esq.  
Patrick J. Keenan, Esq.  
Duffy & Keenan  
One Liberty Place, 55th Floor  
1650 Market Street  
Philadelphia, PA 19103  
[pjk@duffykeenan.com](mailto:pjk@duffykeenan.com)

Counsel for plaintiff  
Cross Atlantic Capital Partners, Inc.

/s/ Heidi L. Keefe  
Heidi L. Keefe